

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Plaintiffs,

v.

ACER INC.,  
ACER AMERICA CORPORATION,  
Defendants.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff,

v.

KONINKLIJKE PHILIPS N.V. and  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants.

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants/  
Counterclaim Plaintiffs-  
in-intervention

v.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff/  
Counterclaim Defendant-  
in-intervention

AND

MICROSOFT MOBILE INC.,  
Counterclaim Defendant-  
in-intervention.

Case No. 4:18-cv-1885-HSG

JURY TRIAL DEMANDED

**DECLARATION OF DAVID M.  
KRINSKY IN SUPPORT OF  
DEFENDANTS' & MICROSOFT'S  
ADMINISTRATIVE MOTION TO  
SUBMIT BRIEFING ON  
OUTSTANDING INDEFINITENESS  
ISSUES**

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Plaintiffs,

v.

ASUSTEK COMPUTER, INC., and  
ASUS COMPUTER INTERNATIONAL,  
Defendants.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff,

v.

KONINKLIJKE PHILIPS N.V. and  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants.

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants/  
Counterclaim Plaintiffs-  
in-intervention

v.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff/  
Counterclaim Defendant-  
in-intervention

AND

MICROSOFT MOBILE INC.,  
Counterclaim Defendant-  
in-intervention.

Related Case No. 4:18-cv-1886-HSG

JURY TRIAL DEMANDED

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Plaintiffs,

v.

HTC CORP., and  
HTC AMERICA,  
Defendants.

Related Case No. 4:18-cv-1887-HSG

JURY TRIAL DEMANDED

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Plaintiffs,

v.

VISUAL LAND, INC.  
Defendant.

Related Case No. 4:18-cv-1888-HSG

JURY TRIAL DEMANDED

MICROSOFT CORPORATION,  
Intervenor-Plaintiff,

v.

KONINKLIJKE PHILIPS N.V. and  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants.

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants/  
Counterclaim Plaintiffs-  
in-intervention

v.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff/  
Counterclaim Defendant-  
in-intervention

AND

4:18-cv-1885-HSG through 4:18-cv-1890-HSG

DECLARATION ISO ADMINISTRATIVE MOTION TO SUBMIT BRIEFING ON OUTSTANDING INDEFINITENESS ISSUES

MICROSOFT MOBILE INC.,  
Counterclaim Defendant-  
in-intervention.

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,

Plaintiffs,

v.

YIFANG USA, INC. D/B/A/ E-FUN, INC.

Defendant.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff,

v.

KONINKLIJKE PHILIPS N.V. and  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants.

KONINKLIJKE PHILIPS N.V.,  
U.S. PHILIPS CORPORATION,  
Intervenor-Defendants/  
Counterclaim Plaintiffs-  
in-intervention

v.

MICROSOFT CORPORATION,  
Intervenor-Plaintiff/  
Counterclaim Defendant-  
in-intervention

AND

MICROSOFT MOBILE INC.,  
Counterclaim Defendant-  
in-intervention.

Related Case 4:18-cv-1890-HSG

JURY TRIAL DEMANDED

1 I, David Krinsky, declare as follows:

2 1. I make this declaration of my own personal knowledge, and if compelled to testify,  
3 I could and would competently testify thereto.


4 2. I am currently a partner in the law firm of Williams & Connolly, LLP, counsel of  
5 record for Defendants Acer Inc., Acer America Corp., ASUSTeK Computer, Inc., and ASUS  
6 Computer International in the cases numbered 4:18-cv-1885-HSG and 4:18-cv-1886-HSG. I am  
7 licensed to practice law in the District of Columbia, and I have been admitted *pro hac vice* in the  
8 Acer action. No. 18-1885, Docket No. 422.

9 3. On July 11, 2018, I emailed Christopher Gerson, counsel for plaintiff Koninklijke  
10 Philips N.V. ("Philips") in each action, seeking consent to file a stipulated administrative motion  
11 to submit briefing on outstanding indefiniteness issues, the motion to which this declaration is  
12 attached. A stipulation could not be obtained because, on July 13, 2018, Philips replied via email  
13 that it did not consent to filing the attached motion.

14 4. Defendants and Microsoft have complied with Local Rule 7-11 in all regards.  
15

16 I declare under penalty of perjury under the laws of the United States that the foregoing is  
17 true and correct to the best of my knowledge and understanding.

18  
19 Dated: July 16, 2018

20 By:   
David M. Krinsky (*pro hac vice* pending)